

DAC/SPW



PATENT
Attorney Docket No. 07781.0086-00000
SAP Reference No. 2002P00135 US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Martin FISCHER et al.) Group Art Unit: 2168
Application No.: 10/656,208) Examiner: Jay A. Morrison
Filed: September 8, 2003)
For: METHODS AND SYSTEMS FOR) Confirmation No.: 7499
CONTROLLING ACCESS TO A DATA)
OBJECT)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**NOTICE OF POSSIBLE PTO ERROR IN THE DETERMINATION OF PATENT TERM
ADJUSTMENT AND REQUEST FOR REVIEW OF CALCULATION**

As required by 65 FED. REG. 56387 (September 18, 2000), Applicants notify the Patent and Trademark Office (PTO) of a possible error in the patent term adjustment. Applicants confirm receipt of the Notice of Determination of Patent Term Adjustment dated November 24, 2009.

The Notice indicates that the PTO has determined that the patent term adjustment period for this application is 276 days. Applicants respectfully request that the PTO clarify how it arrived at this adjustment period. Based on Applicants' calculation, at this point in prosecution of this application, the patent term adjustment period should be 195 days.

Applicants believe that there should have been a 49 day deduction of patent term adjustment for the Request for Continued Examination filed on May 17, 2007, and a 33 day deduction from the date the Applicant filed the Request for Continued Examination on May 17, 2007 to the date that a further Information Disclosure Statement was filed on June 19, 2007. Further, Applicants believe that the 58 day deduction of patent term adjustment from the October 28, 2008 filing date of a Response to the December 24, 2008 filing date of an Information Disclosure Statement should be a 57 day deduction. Although the Transaction History on PAIR indicates that the Response was filed on October 27, 2008, the Response was filed on October 28, 2008, as evidenced by the stamped postcard receipt attached hereto.

Please charge any necessary fees required to enter this paper to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 8, 2009

By: /Peter C. Yi/
Peter C. Yi
Reg. No. 61,790



PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:

In Re Application of: Martin FISCHER et al.

Confirmation No.: 7499

Application No.: 10/656,208

Group Art Unit: 2168

Filed: September 8, 2003

Examiner: Jay A. MORRISON

For: METHODS AND SYSTEMS FOR CONTROLLING ACCESS TO A DATA OBJECT

1. Request for Reconsideration (9 pages)

Dated: October 28, 2008

Due Date: November 6, 2008

Docket No.: 07781.0086-00

CGG/PCY/A. Pinkney@MailDrop 1036



DAQ 10/28/08 C. DRAUGHN